

BEFORE THE

Federal Communications Commission

WASHINGTON, D.C. 20554

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**FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF SECRETARY**

In the Matter of)	
)	
Amendment of Section 73.202(b))	MM Docket No. 92-214
Table of Allotments)	RM-8062
FM Broadcast Stations)	RM-8144
(Columbia, Bourbon, Leasburg,)	RM-8145
Gerald, Dixon and Cuba, Missouri))	RM-8146
)	RM-8147

DOCKET FILE COPY ORIGINAL

To: Chief, Allocations Branch
Mass Media Bureau

OPPOSITION TO PETITIONS FOR RECONSIDERATION

Zimmer Radio of Mid-Missouri, Inc. ("Zimmer"), licensee of Station KCMQ(FM), Columbia, Missouri, by counsel and pursuant to Section 1.429 of the Commission's rules, hereby submits its opposition to the petitions for reconsideration, filed January 11, 1996, and January 16, 1996, by Lake Broadcasting, Inc. ("Lake"), and Central Missouri Broadcasting, Inc. ("Central Missouri"), respectively, in the above-captioned proceeding. In support of this opposition, the following is stated:

I.

Preliminary Statement

On November 24, 1995, the Commission released a Report and Order in this proceeding in which it granted a petition for rulemaking filed by Al Greenfield d/b/a The Greenfield Group, Zimmer's predecessor-in-interest, seeking the substitution of Channel 244C1 for Channel 244C3 at Columbia, Missouri, and the corresponding modification of Station KCMQ(FM)'s authorization. In addition, the Commission announced it would (i) substitute Channel 231A for Channel 244A at

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Bourbon, Missouri; (ii) allot Channel 221A to Dixon, Missouri; and (iii) allot Channel 297C3 to Cuba, Missouri, as that community's second FM broadcast service, and make the channel available for application. 10 FCC Rcd 12624 (1995) ("Report and Order").

In its Petition for Reconsideration, filed January 11, 1996 ("Petition"), Lake¹ argues that the FCC erred by allotting a second frequency at Cuba, instead of simply modifying KFXE's construction permit to specify operation on Channel 297C3. Lake claims that in Zimmer's "Supplemental Comments," filed September 28, 1995, Zimmer abandoned its expression of interest in the Cuba channel, and that the Commission "mistakenly concluded that Zimmer's previous expression of interest in applying for the Cuba channel was still viable." Petition, p. 3. Consequently, Lake requests the Commission to reconsider its Report and Order to delete Channel 271A from the FM Table of Allotments and modify its KFXE construction permit to specify operation on Channel 297C3. Id.

In addition, Lake contends that the Commission erred in attempting to sever the mutual exclusivity between this proceeding and MM Docket 89-120. Specifically, Lake argues that the Commission erred in finding that its reconsideration petition filed in the MM Docket 89-120 proceeding indicated its willingness to accept a Class C2 upgrade at Eldon. Lake claims that its C2 compromise proposal lapsed "long ago" and cannot be applied in this proceeding. Petition, pp. 4-5. Lake also argues that the area and population differences between upgrading KBMX to Channel 270C1 or 270C2 are so substantial that precluding Lake from upgrading to Channel 270C1 would be "inequitable." Id. at 5-6.

¹ Lake is the licensee of Station KBMX(FM), Eldon, Missouri, permittee of Station KFXE(FM), Cuba, Missouri, and an applicant for a new FM broadcast station on Channel 244A at Bourbon, Missouri (File No. BPH-921112MH).

Finally, Lake claims that because the allotment of Channel 221A to Dixon conflicts with its proposal in Docket 89-120 to allot the same channel to Waynesville, Missouri, the allotment of Channel 221A to Dixon should be held in abeyance pending the proposed allotment of that channel to Waynesville in Docket 89-120. Id. at 6-7.

Central Missouri² filed its Petition for Reconsideration ("Petition") with the Commission on January 16, 1996. Central Missouri requests the Commission reconsider its Report and Order and allot Channel 243A to Dixon, Missouri, rather than Channel 221A. In support of its position, Central Missouri claims that the ability to allot Channel 221A to Dixon "remains clouded" due to Lake's position with respect to its compromise proposal concerning Channel 270C2 at Eldon in MM Docket 89-120. Central Missouri further claims that its request to assign Channel 243A to Dixon was based on its ability to locate the station's transmitter east of the city and "its assessment of the economic viability of the undertaking." Petition, p. 3. Central Missouri contends that locating the transmitter east of Dixon would permit the station to serve a larger, more stable audience, and that locating the transmitter west of the city, as would be the case with Channel 221A, would not be economically viable. Id.

² Central Missouri is the licensee of Stations KLIK(AM)/KTTY(FM), Jefferson City, Missouri, and a competitor of Station KCMQ(FM).

II.
Zimmer Intended to Withdraw Its Expression of Interest
For Channel 297C3 at Cuba

Zimmer has no objection to the substitution of Channel 297C3 for Channel 271A at Cuba, Missouri. As indicated in Zimmer's Supplemental Comments, filed September 28, 1995, Zimmer's Supplemental Comments were not intended to reargue the merits of any proposal presently before the FCC, but, rather, Zimmer was proposing a resolution of this protracted rulemaking proceeding which has been pending before the Commission for more than three years. Accordingly, Zimmer did not file an application for Channel 297C3 at Cuba during the recent filing window.³ Significantly, the deletion or retention of Channel 271A and the allotment of Channel 297C3 at Cuba, Missouri, do not directly nor indirectly conflict with the Channel 244C1 substitution at Columbia, Missouri.

III.
The FCC Properly Allotted Channel 221A to Dixon

Contrary to Central Missouri's allegations, Channel 221A is not "tied to the final resolution" in MM Docket 89-120. Although Central Missouri counterproposed the allotment of Channel 243A at Dixon in this proceeding, Lake's "suggestion" that Channel 221A be substituted for Channel 272A at Waynesville to eliminate a conflict with another counterproposal in MM Docket 89-120 was submitted in Lake's reply comments. See Report and Order, 10 FCC Rcd at 12626 n.11. Thus, because Lake's suggestion that Channel 221A be allotted to Waynesville is not entitled to cut-off protection, the allotment of that channel to Dixon is in no way dependent upon the final resolution

³ Zimmer has been advised, however, that at least one other party has filed an application for Channel 297C3 at Cuba.

of MM Docket 89-120. For the same reason, the allotment of Channel 221A to Dixon should not be held in abeyance pending resolution of MM Docket 89-120.

Furthermore, although Central Missouri contends that the allotment of Channel 221A to Dixon and the resulting site restriction to the west of the community will make the proposed station economically unviable, this argument is without merit. Indeed, Central Missouri has had constructive notice since the commencement of this proceeding that its counterproposal might "cause the Commission to allot a different channel than was requested for any of the communities involved." Notice of Proposed Rulemaking, in MM Docket No. 92-214, 7 FCC Rcd 6230, 6231 (Aud. Serv. Div. 1992) (Appendix). See also Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations (Pinewood, South Carolina), 5 FCC Rcd 7609, 7610 (1990).⁴ Therefore, Central Missouri's argument that the Commission should allot Channel 243A to Dixon, rather than Channel 221A, must be rejected.

IV.

The FCC Properly Severed the Mutual Exclusivity Between This Proceeding and MM Docket No. 89-120

As noted in footnote 12 of the Report and Order, the specified coordinates for Channel 297C3 at Cuba conflict with Lake's proposed substitution of Channel 297A for Channel 271A at

⁴ Central Missouri's economic viability argument amounts to nothing more than a site preference for which the Commission has repeatedly held is not entitled to protection in a rulemaking proceeding. See Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations (Las Vegas, Nevada), 59 RR 2d 1330 (Mass Med. Bur. 1986) (an applied for but unauthorized transmitter site reflects only a preference for a particular location which is not entitled to protection from a rulemaking proceeding); FM Table of Assignments (Andalusia, Alabama), 49 Fed.Reg. 32201 (August 13, 1984) (same). Moreover, even assuming, *arguendo*, Central Missouri's argument had some legal validity, the counterproponent has failed to proffer any factual support for its naked assertion that the 6.8 kilometer (4.2 mile) site restriction to the west of the community will render the station economically unviable. For this additional reason, Central Missouri's argument should be rejected.

Cuba. The substitution of these channels at Cuba (and corresponding modification of Lake's authorization) is necessary to accommodate Lake's proposed upgrade of its Station KBMX(FM), Eldon, Missouri, from Channel 270A to 270C1 in MM Docket 89-120. The Commission determined, however, that in a petition for reconsideration filed in that proceeding, Lake stated it would be willing to accept a Class C2 upgrade at Eldon which would not require a related channel substitution at Cuba. Indeed, Lake has filed a one-step upgrade application for a Class C2 facility at Eldon (File No. BPH-930922IE). See Report and Order, 10 FCC Rcd at 12626, n.12. Nevertheless, as noted above, Lake contends that the FCC erred by attempting to sever the mutual exclusivity between this proceeding and MM Docket 89-120 because, according to Lake, the Class C2 compromise proposal Lake made in MM Docket 89-120 has lapsed. Petition, p. 5.

Despite Lake's protestations, the Commission acted within its discretion in holding Lake to the commitment it made regarding a Class C2 upgrade at Eldon in MM Docket 89-120. As Lake acknowledged, its Class C2 compromise proposal has been on file with the Commission since January 1993, and Lake made no effort to withdraw that commitment prior to the release of the Report and Order. Indeed, Lake's application for a Class C2 facility at Eldon remains pending. Moreover, as Lake also acknowledged, the reason the MM Docket 89-120 rulemaking proceeding is being held in abeyance is because the Commission has instituted a license revocation proceeding to determine whether Lake is qualified to remain a Commission licensee in light of the felony convictions of one of its principals who serves as its President, Treasurer, and majority stockholder. See Order to Show Cause and Notice of Apparent Liability, MM Docket No. 95-154, FCC 95-410 (released October 10, 1995). Therefore, because the delay in resolving MM Docket 89-120 is the

result of Lake's own doing, the Commission acted properly in holding Lake to the objective, manifested commitment it made in that proceeding, which Lake never sought to withdraw.

Furthermore, although Lake contends that the differences in the areas and populations to be served by a Class C2 and a Class C1 facility at Eldon are so substantial that the Commission's use of Lake's C2 compromise proposal to sever mutual exclusivity with MM Docket 89-120 is "inequitable" (Petition, p. 6), the differences are not nearly as great as Lake has represented. Indeed, in its Petition, Lake claims that a Class C2 facility at Eldon would serve a 60 dBu contour of 67,275 persons within 5,027 square kilometers, while a Class C1 facility would serve a 60 dBu contour of 269,040 persons within 15,565 square kilometers, resulting in a "300% difference in area and a 400% difference in population." Petition, p. 6. However, in its one-step upgrade application for a Class C2 facility at Eldon (File No. BPH-930922IE),⁵ Lake represented to the Commission that its proposed C2 facility would serve a 60 dBu population of 149,000, which is *more than twice* the population that Lake has stated in its Petition. As demonstrated in the attached engineering statement, the proposed Class C2 60 dBu contour at Eldon actually contains 149,462 persons within 8,553 square kilometers. Thus, the difference between a Class C2 upgrade and a Class C1 upgrade at Eldon is significantly less than that represented by Lake.⁶ See Engineering Statement, p. 4. For this additional reason, Lake's arguments concerning the Commission's use of its C2 compromise

⁵ As noted in the attached engineering statement, Lake's pending one-step upgrade application at Eldon proposes to operate as a Class C2 station on Channel 270 from its current site with a nondirectional effective radiated power of 48 kW and an antenna height of 154 meters above average terrain. These facilities are equivalent to the Class C2 maximum (ERP 50 kW/HAAT 150 meters). See Engineering Statement, p. 3, note 3.

⁶ Zimmer notes that an upgrade of Station KBMX(FM), Eldon, from Class A to Class C2 would result in a substantial increase in both area and population served -- 267% difference in area and 279% difference in population. See Engineering Statement, p. 4.

proposal to sever the mutual exclusivity between this proceeding and MM Docket 89-120 should be rejected.

V.

Channel 264A Is Available as an Additional Channel
at Dixon, or as a Substitute Channel at Waynesville

The Commission has stated that it is appropriate for parties in a rulemaking proceeding to suggest alternative channels which may lead to a resolution with respect to the communities at issue in the proceeding, even after the counterproposal deadline. Pinewood, South Carolina, 5 FCC Rcd at 7610. Accordingly, in a further effort to propose a resolution of this protracted rulemaking proceeding, which has been pending before the Commission for over three and one-half years, Zimmer respectfully submits that Channel 264A apparently is available as an additional channel at Dixon, or as a substitute channel at Waynesville, Missouri.

As noted in footnote 11 of the Report and Order, the allotment of Channel 221A at Dixon conflicts with Lake's Channel 221A "suggestion" for Waynesville, as restated in Lake's pending petition for reconsideration in MM Docket 89-120. However, as demonstrated in the attached engineering statement, Channel 264A apparently is available at either Dixon or Waynesville, which would provide an alternative means of severing the mutual exclusivity between this proceeding and MM Docket 89-120.⁷

⁷ It is Zimmer's understanding that the only potential impediment to the availability of Channel 264A concerns a counterproposal filed in MM Docket 90-66, seeking to upgrade Station KNSX(FM), Steelville, Missouri, from Channel 227C2 to Channel 227C1. It is unlikely, however, that this counterproposal will be successful due to the proponent's failure to include a verifying affidavit. Moreover, although the Commission's records are not clear, the upgrade at Steelville also may require the downgrading of Station KYLC(FM), Osage Beach, Missouri, from Channel 228C3 to 265A. See Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations (Lincoln, Osage Beach, Steelville and Warsaw, Missouri), 8 FCC Rcd 4915 (1993); 7 FCC Rcd 3015 (1992).

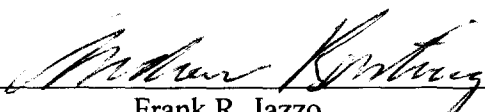
VI.
Conclusion

As demonstrated herein, the Commission acted properly in substituting Channel 244C1 for Channel 244C3 at Columbia, Missouri, and modifying Station KCMQ(FM)'s authorization accordingly. The Commission also acted properly in (i) substituting Channel 231A for Channel 244A at Bourbon, Missouri; (ii) allotting Channel 221A to Dixon, Missouri; and (iii) allotting Channel 297C3 to Cuba, Missouri, as that community's second FM broadcast service. Therefore, for the reasons stated herein, the petitions for reconsideration filed by Lake and Central Missouri should be denied.

WHEREFORE, in light of the foregoing, Zimmer Radio of Mid-Missouri, Inc., respectfully requests that the petitions for reconsideration filed by Lake Broadcasting, Inc., and Central-Missouri Broadcasting, Inc., be DENIED.

Respectfully submitted,

ZIMMER RADIO OF MID-MISSOURI, INC.

By: 
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February 15, 1996

TECHNICAL EXHIBIT
PREPARED ON BEHALF OF
ZIMMER RADIO OF MID-MISSOURI, INC.
CONCERNING MM DOCKET NO. 92-214

Technical Narrative

This technical narrative and associated exhibits have been prepared on behalf of Zimmer Radio of Mid-Missouri, Inc., licensee of FM station KCMQ on channel 244 (96.7 MHz) at Columbia, Missouri. As part of the Commission's **Report and Order** in MM Docket 92-214¹, channel 244C1 was substituted for channel 244C3 at Columbia, Missouri and the construction permit for KCMQ was modified to specify operation on channel 244C1. Furthermore, channel 221A was allotted to Dixon, Missouri in that proceeding.

Petitions for reconsideration of the **Report and Order** in MM Docket 92-214 were filed by Lake Broadcasting, Inc. (Lake) and Central Missouri Broadcasting, Inc. (CMB). These technical comments were prepared in response to those petitions to demonstrate that channel 264A is available as an additional channel at Dixon or as a substitute channel at Waynesville, Missouri. In addition, it will be demonstrated that the differences in population and area provided by Lake concerning the upgrade of KBMX from Class C2 to Class C1 at Eldon, Missouri are flawed.

As noted in the **Report and Order** at footnote 11, the allotment of channel 221A at Dixon conflicts with

¹ Adopted October 27, 1995, released November 24, 1995, DA 95-2250.

Lake's suggested use of channel 221A as an alternative channel substitution at Waynesville, Missouri for channel 272A in its pending petition for reconsideration in MM Docket No. 89-120. However, it has been determined that channel 264A is apparently available at either Dixon or Waynesville. This would remove the conflict with Lake's petition for reconsideration in MM Docket No. 89-120.²

Figure 1 is a separation study for channel 264A at Dixon, Missouri from a presumed reference site. As can be seen in the tabulation, the minimum distance separations are met with respect to all stations and allotments.

Figure 2 is a separation study for channel 264A from the existing transmitter site of station KJPW-FM which currently operates on channel 272A at Waynesville, Missouri. As shown, the minimum distance separations are met with respect to all stations and allotments.

Figure 3 is a 1:250,000 scale topographic map showing the area to locate channel 264A in compliance with the Commission's minimum separation requirements. The Dixon city limits, channel 264A allotment reference point and Class A city coverage limit are identified. The Dixon city limits are based on information contained in the 1990 US Census for Missouri. The most distant point of the Dixon city limits from the channel 264A allotment

² The allotment of channel 264A to Waynesville would also eliminate any apparent conflict Lake's suggested substitution of channel 221A at Waynesville has with the recent channel 221A allotment at Ava, Missouri which was implemented by the **Report and Order** in MM Docket No. 91-352.

reference site is approximately 11 kilometers. The predicted 3.16 mV/m principal city contour for a maximum facility Class A station (6 kW, 100 meters) extends approximately 16 kilometers. This satisfies the Commission's allotment requirements.

Figure 3 also depicts the existing KJPW-FM transmitter site. As shown, the KJPW-FM site is located in the fully-spaced area for channel 264A. Furthermore, KJPW-FM currently operates with facilities which are less than the "old" Class A equivalent (3 kW/100 m), whereas operation on channel 264A would be permitted from its existing site with the "new" Class A equivalent (6 kW/100 m). Therefore, operation on channel 264A would comply with the Commission's allotment requirements.

The area and population differences for the KBMX upgrade from Class C2 to C1 at Eldon, Missouri set forth by Lake in its petition for reconsideration are flawed. Specifically, Lake incorrectly states that the upgrade of KBMX from C2 to C1 will result in a 300% difference in area and a 400% difference in population. The error results from understatement of the area and population within KBMX's proposed Class C2 operation which will implement the Class C2 allotment at Eldon.³ Lake indicates that the Class C2 60 dBu contour contains 67,275 persons within 5,027 square kilometers. However, our

³ KBMX's pending application, BPH-930922IE, proposes to operate as a Class C2 station on channel 270 from its current site with a nondirectional effective radiated power of 48 kW and an antenna height above average terrain of 154 meters. These facilities are "equivalent" to the Class C2 maximum (ERP 50 kW/HAAT 150 meters).

calculations indicate that the proposed Class C2 60 dBu contour contains 149,462 persons within 8,553 square kilometers. The error apparently resulted from miscalculation of the distances to the Class C2 60 dBu contour depicted on page 2 of Exhibit A of the Lake petition for reconsideration.⁴ Therefore, the KBMX Class C2 to C1 upgrade will result in an 82% difference in area and an 80% difference in population. It is further noted that the KBMX upgrade from Class A to C2 will result in a 267% difference in area and a 279% difference in population.

The population to be served within the proposed KBMX Class C2 60 dBu contour was determined by a computer program which totals the population within census enumeration districts located within the contour. The 1990 Census was employed. The land area within the 60 dBu contour was determined by numerical integration.



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February 14, 1996

⁴ The area and population figures for the KBMX Class A (2,332 square kilometers, 39,446 persons) and C1 (15,565 square kilometers, 269,040 persons) operations contained in Lake's petition for reconsideration appear to be correct.

Figure 1

FM SEPARATION STUDY

Job Title : Proposed Dixon Ch 264A Allotment Separation Buffer 32 km

FCC DB Date : 02/01/96

Channel 264A (100.7 MHz)

Coordinates : 37-54-36 92-03-35

Call	City	Channel	ERP(kW)	Latitude	Bearing	Dist.	Req.
Status	State	FCC File No.	Freq.	HAAT(m)	Longitude	deg-Tru	(km) (km)
KJMO	Jefferson City	261C2	33.0	38-31-25	336.1	74.60	55
LIC	MO	BLH910606KE	100.1	183.0	92-24-25	19.60	CLEAR
KUKUFM	Willow Springs	262C2	50.	37-03-49	178.3	93.99	55
LIC	MO	BLH890511KA	100.3	150.0	92-01-39	38.99	CLEAR
KKCA	Fulton	263A	6.0	38-51-58	4.9	106.54	72
LIC	MO	BMLH900718KB	100.5	91.0	91-57-15	34.54	CLEAR
KZMM	Troy	264A	6.0	39-03-13	35.7	157.25	115
LIC	MO	BLH931123KB	100.7	100.0	90-59-47	42.25	CLEAR
KMZU	Carrollton	264C1	99.	39-21-59	324.6	199.57	200
LIC	MO	BLH900917KA	100.7	302.0	93-24-12	-0.43	CLOSE ¹
KGMO	Cape Girardeau	264C	100.	37-22-16	104.3	231.05	226
LIC	MO	BLH920629KF	100.7	301.0	89-31-52	5.05	CLOSE
KYLC	Osage Beach	265A		38-07-29	294.0	59.26	72
PADD	MO	RM7139	100.9	.0	92-40-39	-12.74	SHORT ²
Petition for Recon filed 920616 in D90-66							
KTUIFM	Sullivan	265A	3.00	38-11-42	67.2	82.91	72
LIC	MO	BLH810223AG	100.9	84.0	91-11-12	10.91	CLOSE
KTXR	Springfield	267C	100.	37-11-40	224.4	110.83	95
LIC	MO	BLH920625KB	101.3	360.0	92-56-04	15.83	CLOSE

** End of separation study for channel 264A **

¹ Complies with the minimum distance separation requirements of Section 73.207 when rounded to the nearest whole kilometer pursuant to Section 73.208.

² The proposed substitution of channel 265A for 228A at Osage Beach was denied in Docket 90-66.

Figure 2

FM SEPARATION STUDY

Job Title : Proposed KJPW-FM Ch. 264A Allotment Separation Buffer 32 km

FCC DB Date : 02/01/96

Channel 264A (100.7 MHz)

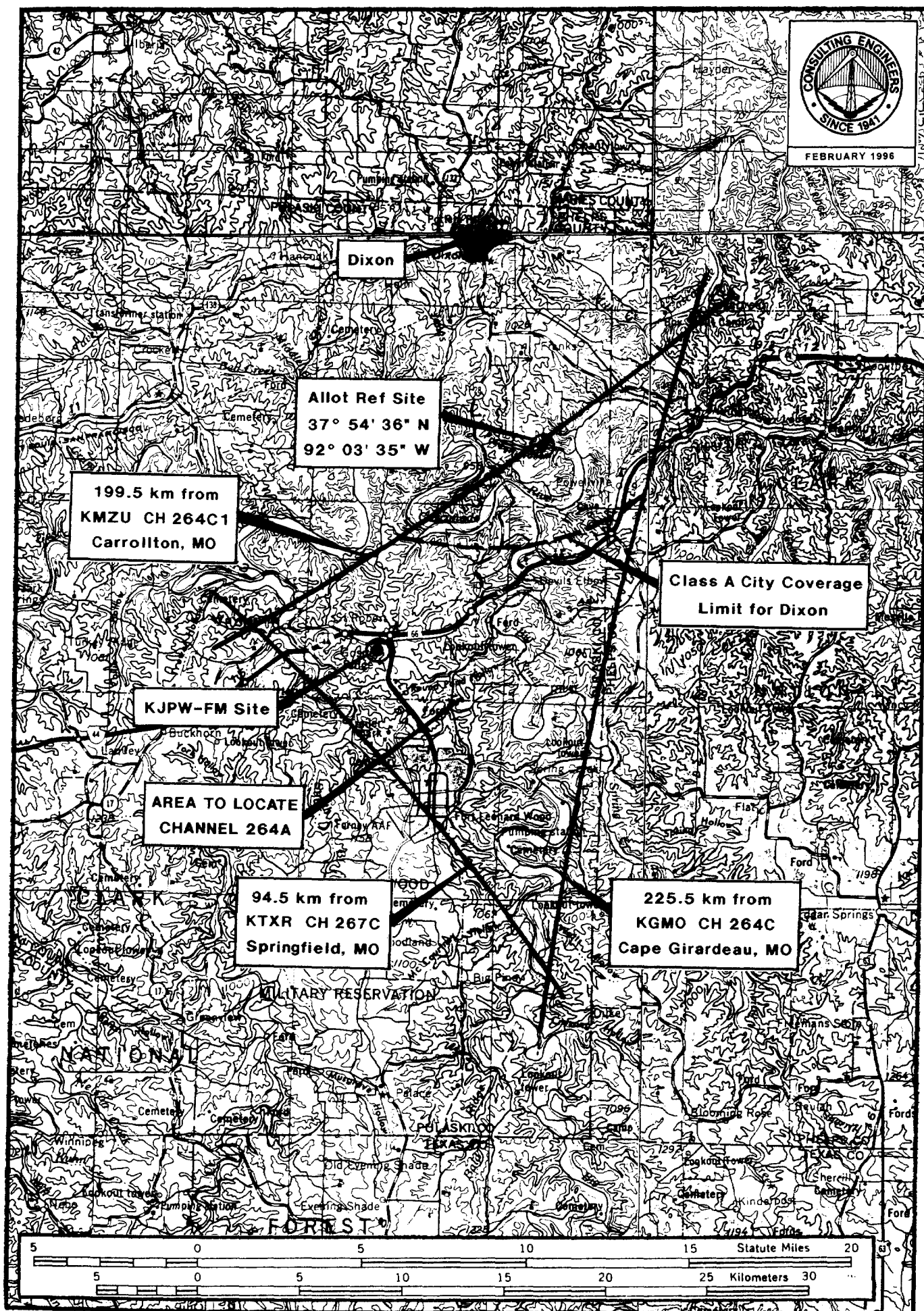
Coordinates : 37-49-09 92-09-06

Call	City	Channel	ERP(kW)	Latitude	Bearing	Dist.	Req.
Status	State	FCC File No.	Freq.	HAAT(m)	Longitude	deg-Tru	(km)
KTTK	Lebanon	210A	0.39	37-40-34	251.3	49.25	10
LIC	MO	BLED910429KB	89.9	46.0	92-40-50	39.25	CLEAR
KJMO	Jefferson City	261C2	33.0	38-31-25	344.2	81.34	55
LIC	MO	BLH910606KE	100.1	183.0	92-24-25	26.34	CLEAR
KUKUFM	Willow Springs	262C2	50.	37-03-49	172.5	84.58	55
LIC	MO	BLH890511KA	100.3	150.0	92-01-39	29.58	CLEAR
KKCA	Fulton	263A	6.0	38-51-58	8.4	117.50	72
LIC	MO	BMLH900718KB	100.5	91.0	91-57-15	45.50	CLEAR
KZMM	Troy	264A	6.0	39-03-13	35.9	170.16	115
LIC	MO	BLH931123KB	100.7	100.0	90-59-47	55.16	CLEAR
KMZU	Carrollton	264C1	99.	39-21-59	328.1	203.45	200
LIC	MO	BLH900917KA	100.7	302.0	93-24-12	3.45	CLOSE
KGMO	Cape Girardeau	264C	100.	37-22-16	101.4	236.72	226
LIC	MO	BLH920629KF	100.7	301.0	89-31-52	10.72	CLOSE
KYLC	Osage Beach	265A		38-07-29	306.6	57.33	72
PADD	MO	RM7139	100.9	.0	92-40-39	-14.67	SHORT ¹
Petition for Recon filed 920616 in D90-66							
KTUIFM	Sullivan	265A	3.00	38-11-42	63.4	94.47	72
LIC	MO	BLH810223AG	100.9	84.0	91-11-12	22.47	CLEAR
KTXR	Springfield	267C	100.	37-11-40	225.1	97.98	95
LIC	MO	BLH920625KB	101.3	360.0	92-56-04	2.98	CLOSE

** End of separation study for channel 264A **

¹ The proposed substitution of channel 265A for 228A at Osage Beach was denied in Docket 90-66.

Figure 3



CERTIFICATE OF SERVICE

I, Andrew S. Kersting, hereby certify that on this 15th day of February, 1996, copies of the foregoing "Opposition to Petitions for Reconsideration" were mailed first class, postage prepaid, to the following:

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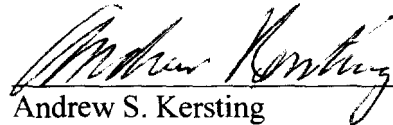
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